

PUBLIC CHAPTER NO. 1033

SENATE BILL NO. 3434

By Burchett, Crowe, Ford

Substituted for: House Bill No. 3302

By Vaughn

AN ACT to amend Tennessee Code Annotated, Title 6, Chapter 51, Part 1, relative to annexation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 6, Chapter 51, Part 1, is amended by adding the following language as a new, appropriately designated section:

§ 6-51-120. No municipality shall annex any territory located within any state park or natural area unless all of the following conditions are met:

(1) The territory proposed for annexation must be located within the municipality's urban growth boundaries;

(2) The municipality must provide advance written notification of the proposed annexation to the Commissioner of Environment and Conservation;

(3) The advance written notification must include a detailed description of the territory proposed for annexation, reasons for the proposed annexation, the proposed plan of municipal services, and the timeline for actual delivery of each municipal service;

(4) The Department of Environment and Conservation must study the likely impact upon the park or natural area and its wildlife, scenery, ambiance, traffic, roads, visitors and mission; and the cost of such study shall be borne by the municipality proposing such annexation;

(5) As a component of the study, the department must conduct one or more public hearings for citizen input;

(6) Prior to such public hearing, the department must seek the county commission's input regarding the municipality's proposed annexation;

(7) The department must report its findings and may prescribe such binding prerequisites for the proposed annexation as may be necessary and desirable to protect and preserve the park or natural area for the benefit of all current and future Tennesseans.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 7, 2008



RON RAMSEY
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of May 2008



PHIL BREDESEN, GOVERNOR